



HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

RCE/1631#

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/002,443
Filing Date	January 2, 1998
First Named Inventor	Gerd Sutter #19
Group Art Unit	1631 Plunkett
Examiner Name	M. Zeman 11/2/02
Attorney Docket Number	2316.1006-000 (GSF97-06A)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); *Interim Rule*, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on [].
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on [].
- iii. ☐ Other -- [].

b. ☒ Enclosed

- i. ☒ Amendment/Reply
- ii. ☒ Exhibit(s) - A & B
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other -- Petition For Extension of Time (Four Month).

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2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of [] months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other -- [].

3. **Fees** The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed. A copy is enclosed for accounting purposes.

a. ☒ A check is enclosed for the following fees in the amount of \$2,180.00
OR

☐ Authorization is granted to charge the following fees to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes

- b. i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) - \$740.00
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) - \$1,440.00
- iii. ☐ Amendment Fee
- iv. ☐ Other -- [].

c. ☒ Authorization is hereby granted to charge any insufficiency in fees or credit any overpayments to Deposit Account No. 08-0380.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Anne J. Collins	Registration No. (Attorney/Agent)	40,564
Signature	Anne J. Collins	Date	December 14, 2001

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Anne J. Collins	Date	December 14, 2001
Signature	Anne J. Collins	Date	December 14, 2001